

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

CELESTINE GIBSON,)	
)	
Plaintiff,)	2:12-cv-00900-GMN-CWH
)	
vs.)	<u>ORDER</u>
)	
LAS VEGAS METROPOLITAN)	
POLICE DEPARTMENT, <i>et al.</i> ,)	
)	
Defendants.)	

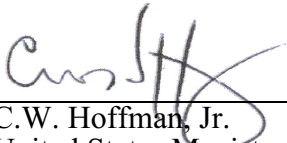
This matter is before the Court on Defendant Jesus Arevalo's Motion to Stay Discovery (#40), filed December 13, 2012, and Plaintiff's Response (#44), filed December 27, 2013. Defendants Las Vegas Metropolitan Police Department ("LVMPD"), Michael Hnatuick, and David Dockendorf have all filed joinders to Defendant Arevalo's motion. *See* (Dkt. #41), (Dkt. #42), and (Dkt. #43).

Defendant Arevalo requests a stay of discovery pending completion of grand jury proceedings initiated "to investigate the facts and circumstances surrounding the death of Stanley Levon Gibson." *See* Def.'s Mot. (#40) at 1:20-22. In response, Plaintiff notes that the grand jury proceeding concluded on December 19, 2012 rendering the requested stay moot. Defendant Arevalo did not file a reply, but Defendant LVMPD concedes in its response to Plaintiff's pending motion to compel that the grand jury proceedings have been closed since December. Def's Resp. (#50) at 4:1-2. LVMPD further stated that the entirety of the criminal review was closed on or around February 28, 2013. *Id.* at 4:3-11. Consequently, Defendant Arevalo's motion to stay, which is predicated on an ongoing criminal investigation, is moot because the

1 criminal investigation has concluded. Accordingly,

2 **IT IS HEREBY ORDERED** that Defendant Jesus Arevalo's Motion to Stay Discovery
3 (#40) is **denied as moot**.

4 DATED this 5th day of March, 2013.

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7 C.W. Hoffman, Jr.
United States Magistrate Judge
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